

Memorandum

TO : SAC (100-16601)

DATE: 2/5/64

FROM : ASAC SYLVESTER

SUBJECT: LEE HARVEY OSWALD

RM 18-17

SAC SHANKLIN, Dallas, at 10:35 a.m., 2/5/64, telephonically advised he had received a telephone call from FRED BAUMGARDNER of the Bureau asking if they had a Notary Public in their office and he advised they did. He stated all of the sworn affidavits in the OSWALD case concerning whether or not OSWALD was an informant should be notarized by a Notary Public in the office.

He stated BAUMGARDNER stated he should call New Orleans and find out whether or not we had a Notary Public. He was advised we had none. He advised that in view of the fact we did not have a Notary Public, we should call BAUMGARDNER and find out what should be done before having the affidavits notarized outside of the office.

At 11:41 a.m., FRED BAUMGARDNER advised we should have a Notary and the person should obtain a Notary Commission today in the New Orleans Office; that this matter had been discussed with N. P. CALLAHAN and no bill should be sent in to the Bureau for this fee; that we should immediately obtain notarized affidavits from the SAC and SA QUIGLEY and forward them in a separate envelope, attention Assistant Director W. C. SULLIVAN, Hand Deliver; that this should be done today, if possible.

JTS:sam
(2)

100-16601-563

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[Handwritten signature]

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At 3:45 p.m., 2/5/64, I discussed with BAUMGARDNER the revised statutes on obtaining a Notary seal, as follows:

- 1) Make application to Secretary of Notary Examination Committee, Orleans Parish.
- 2) Will be notified when examination will be held, usually late May and November each year.
- 3) File petition in Civil District Court of Orleans Parish, and attach
 - a) affidavit of two reputable citizens
 - b) certificate applicant is duly registered voter
 - c) affidavit from newspaper that notice has been published
 - d) affidavit of applicant to effect he has no criminal record
 - e) affidavit describing building where his office will be

I also advised him that AUSA RUDDLELL advised that unless the person was a lawyer or a member of the bar, they would have to take an examination. I further pointed out that Miss RUDDLELL stated a \$20,000 bond must be posted and there must be an advertisement in the paper for a certain period of time before it is authorized.

Mr. BAUMGARDNER then referred me to N. P. CALLAHAN and I reiterated the above to him. I had asked BAUMGARDNER what he wanted us to do and he stated we should discuss it with CALLAHAN.

After discussing it with Mr. CALLAHAN, he stated there was nothing we could do at this time and suggested the

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possibility of having a Notary come in from Birmingham or Dallas . I pointed out that legally, this Notary could not notarize anything in the State of Louisiana, as he would be outside his jurisdiction, and pointed out to him that the only way it could be done would be for SAC MAYNOR and SA QUIGLEY to fly to Dallas. CALLAHAN stated this should not be done and referred me back to BAUMGARDNER.

BAUMGARDNER said nothing should be done in this matter after being advised of CALLAHAN's decision, unless we heard from the Bureau to the contrary.